

# MASTER

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

-against-

VERDICT SHEET

09 CR 466 (BMC) (S-4)

JOAQUIN ARCHIVALDO GUZMAN LOERA,

Defendant.

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## Count One (Engaging in a Continuing Criminal Enterprise)

### Verdict on Count One:

Guilty ☒

Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Indicate below which three or more violations you have unanimously found beyond a reasonable doubt were part of a continuing series of violations:

### Charge: International Cocaine Distribution with the Norte del Valle Cartel

Violation One (International Distribution of Cocaine – 3,200 kilograms – January 2005)

Proven ☒

Not Proven ☐

Violation Two (International Distribution of Cocaine – 12,000 kilograms – August-September 2004)

Proven ☒

Not Proven ☐

Violation Three (International Distribution of Cocaine – 10,500 kilograms – August-September 2004)

Proven ☒

Not Proven ☐

Violation Four (International Distribution of Cocaine – 10,000 kilograms – July 2004)

Proven ✓ Not Proven \_\_\_\_\_

Violation Five (International Distribution of Cocaine – 10,000 kilograms – May-June 2004)

Proven ✓ Not Proven \_\_\_\_\_

Violation Six (International Distribution of Cocaine – 800 kilograms – April 2004)

Proven ✓ Not Proven \_\_\_\_\_

Violation Seven (International Distribution of Cocaine – 10,000 kilograms – March-April 2004)

Proven ✓ Not Proven \_\_\_\_\_

Violation Eight (International Distribution of Cocaine – 8,000 kilograms – January-March 2004)

Proven ✓ Not Proven \_\_\_\_\_

Violation Nine (International Distribution of Cocaine – 6,465 kilograms – January 2004)

Proven ✓ Not Proven \_\_\_\_\_

Violation Ten (International Distribution of Cocaine – 6,000 kilograms – November-December 2003)

Proven ✓ Not Proven \_\_\_\_\_

Violation Eleven (International Distribution of Cocaine – 3,600 kilograms – August-September 2003)

Proven ✓ Not Proven \_\_\_\_\_

Violation Twelve (International Distribution of Cocaine – 7,300 kilograms – April 21, 1993)

Proven ✓ Not Proven \_\_\_\_\_

Charge: International Distribution of Cocaine with the Cifuentes-Villa Organization

Violation Thirteen (International Distribution of Cocaine – 450 kilograms – December 2008)

Proven ☒ Not Proven ☐

Violation Fourteen (International Distribution of Cocaine – 8,300 kilograms – October 2009)

Proven ☒ Not Proven ☐

Violation Fifteen (International Distribution of Cocaine – 7,500 kilograms – February 2009)

Proven ☒ Not Proven ☐

Charge: International Distribution of Cocaine with Other South American Suppliers

Violation Sixteen (International Distribution of Cocaine – 4,716 kilograms – September 2008)

Proven ☒ Not Proven ☐

Violation Seventeen (International Distribution of Cocaine – 5,000 kilograms – September 2008)

Proven ☒ Not Proven ☐

Violation Eighteen (International Distribution of Cocaine – 19,000 kilograms – March 2007)

Proven ☐ Not Proven ☒

Violation Nineteen (International Distribution of Cocaine – 403 kilograms – January 2014)

Proven ☒ Not Proven ☐

Charge: Distribution of Cocaine, Heroin, and Marijuana

Violation Twenty (Distribution of Cocaine – 1,997 kilograms – January 2003)

Proven ☒ Not Proven ☐

Violation Twenty-One (Distribution of Cocaine – 1,952 kilograms – August 2002)

Proven ☒ Not Proven ☐

Violation Twenty-Two (Distribution of Cocaine – 1,923 kilograms – May 2002)

Proven ☒ Not Proven ☐

Violation Twenty-Three (Distribution of Cocaine – 1,100 kilograms – September 1999)

Proven ☒ Not Proven ☐

Violation Twenty-Four (Distribution of Marijuana – 409 kilograms – January 2012)

Proven ☐ Not Proven ☒

Violation Twenty-Five (Distribution of Heroin – 20 kilograms – November 2008)

Proven ☒ Not Proven ☐

Violation Twenty-Six (Distribution of Cocaine – 926 kilograms – May 1990)

Proven ☒ Not Proven ☐

Answer the following question only if you have found the defendant guilty of Counts Two, Three, or Four.

Violation Twenty-Seven (Conspiracy to Commit Murder – January 1989-September 2014)

Proven ☒ Not Proven ☐

Answer the following questions only if you have found the defendant guilty of Count One.

Has the government proved beyond a reasonable doubt that at least one violation that you have determined to be proven involved at least 150 kilograms of cocaine?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that the enterprise received \$10 million or more in gross receipts during at least one 12-month period from the manufacture, importation, or distribution of cocaine?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that the defendant was one of several principal administrators, organizers, or leaders of the enterprise?

Yes ☒ No ☐

**Count Two (International Cocaine, Heroin, Methamphetamine and Marijuana Manufacture and Distribution Conspiracy)**

Verdict on Count Two:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that the offense involved one kilogram or more of heroin?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that the offense involved 500 grams or more of methamphetamine?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that the offense involved 1,000 kilograms or more of marijuana?

Yes ☒ No ☐

**Count Three (Cocaine Importation Conspiracy)**

Verdict on Count Three:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

**Count Four (Cocaine Distribution Conspiracy)**

Verdict on Count Four:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

**Count Five (International Distribution of Cocaine)**

Note: This is the same offense charged as Violation Thirteen in Count One.

Verdict on Count Five:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

**Count Six (International Distribution of Cocaine)**

Note: This is the same offense charged as Violation Two in Count One.

Verdict on Count Six:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

**Count Seven (International Distribution of Cocaine)**

Note: This is the same offense charged as Violation Three in Count One.

Verdict on Count Seven:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

**Count Eight (International Distribution of Cocaine)**

Note: This is the same offense charged as Violation Eight in Count One.

Verdict on Count Eight:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.



Has the government proved beyond a reasonable doubt that the offense involved five kilograms or more of cocaine?

Yes ☒ No ☐

**Count Nine (Use of Firearms)**

Note: Only consider this charge if you have found the defendant guilty of one or more of the charges in Counts One through Four.

Verdict on Count Nine:

Guilty ☒ Not Guilty ☐

Answer the following question only if you have found the defendant guilty of this count.

Has the government proved beyond a reasonable doubt that one or more of the firearms at issue in Count Nine was brandished?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that one or more of the firearms at issue in Count Nine was discharged?

Yes ☒ No ☐

Has the government proved beyond a reasonable doubt that one or more of the firearms at issue in Count Nine was a machinegun?

Yes ☒ No ☐

**Count Ten (Conspiracy to Launder Narcotics Proceeds)**

Verdict on Count Ten:

Guilty ☒ Not Guilty ☐

Dated: Brooklyn, New York  
February 12, 2019

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Foreperson